

CALIFORNIA STATE DEPARTMENT OF EDUCATION
ALTERNATIVE EDUCATION WAIVER REQUEST

AEW-1 (8/99)

Return to:

Educational Options Office
660 J Street, Suite 400
Sacramento, CA 95814-2322
(916) 322-5012; FAX (916) 323-2039

Check one: First time waiver ☐
Renewal waiver ☐

CDS CODE

LEA:		Contact/recipient of approval/denial notice:	
Address: (City) (State) (ZIP)		Phone: ()	
Period of request: From: (month/day/year)	To:	Local board approval date: (Required)	Date of public hearing: <i>Not necessary for renewal waivers, unless controversial.</i>
PART I: LEGAL CRITERIA			
(PLEASE PROVIDE THE INFORMATION REQUESTED IN THE SPACES DESIGNATED)			
1. Under the Waiver Authority of the Education Code Section 58509, the particular Education Code or the California Code of Regulations Section(s), or portion(s) thereof to be waived: _____			
2. If this is a renewal of a previously approved waiver, list approval date, and attach a copy of the original document: _____			
3. Position of the bargaining unit. Does the district have any employee bargaining units? <input type="checkbox"/> Yes <input type="checkbox"/> No <i>Not necessary for Renewal Waivers unless controversial.</i> Date(s) the bargaining unit(s) was (were) consulted: _____ / _____ / _____ Name of the bargaining unit person(s) consulted: _____ / _____ / _____ The position(s) of the bargaining unit(s) was/were: <input type="checkbox"/> Neutral <input type="checkbox"/> Support <input type="checkbox"/> Oppose <i>(Please summarize below.)</i> Comments (If appropriate): .			
4. Public hearing Requirement. (A public hearing is not simply a board meeting, but a properly noticed public hearing held during a board meeting at which time the public may testify on the waiver proposal. Distribution of local board agenda does not constitute notice of a public hearing. Acceptable ways to advertise include: (1) print a notice that includes the time, date, location, and subject of the hearing in a newspaper of general circulation; or (2) in small school districts, post a formal notice at each school and three public places in the district (modeled after E.C. section 5362).) <i>Not necessary for Renewal Waivers unless controversial.</i> How was the required public hearing advertised? <input type="checkbox"/> Notice in a newspaper? <input type="checkbox"/> Notice posted at each school? <input type="checkbox"/> Other: _____ <i>(Please summarize below.)</i>			
5. Advisory committies/school site councils. Please identify the council or committee that reviewed this waiver: <i>Not necessary for Renewal Waivers unless controversial.</i> _____ Date the committee/council reviewed the waiver request: _____ (Date) Check here, if there were objection(s) <input type="checkbox"/> <i>Please summarize the objection(s) below.</i>			

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PART II. PURPOSE AND DESIRED OUTCOMES

1. Summary of the Education Code or California Code of Regulations section to be waived (Please summarize the meaning, in plain language, of the Education Code or California Code of Regulations section to be waived. If a portion of a section is requested to be waived, include that portion verbatim).

2. Desired outcome/rationale (State what you hope to accomplish with the waiver. Describe briefly the circumstances that brought about the request and why the waiver is necessary to achieve improved student performance and/or streamline or facilitate local agency operations).

3. For a Waiver Renewal, District also must certify

True

False

☐☐

The facts which precipitated the original waiver request have not changed.

☐☐

The remedy for the problem has not changed.

☐☐

Members of the local governing board and district staff are not aware of the existence of any controversy over the implementation of this waiver or the request to extend it.

Renewals of Alternative Education waivers must be submitted **two months prior** to the date the active waiver expires. The local governing board must approve the renewal request. Because the district certifications above assure the State Superintendent that there is no evidence of controversy associated with the waiver=s renewal, it is not necessary to repeat the public hearing. Submit the renewal request **at least two months before the waiver expires** to ensure enough time for action by the State Superintendent before the present waiver expires. Retroactive waivers must go through the First Time Waiver Process.

District or County Certification --I hereby certify that the information provided on this application is correct and complete.

Signature of Superintendent or Designee >

Title:

Date:

FOR CALIFORNIA DEPARTMENT OF EDUCATION USE ONLY

Responsible Office:

Guidelines: ☐ Met ☐ Not Met ☐ Don=t ExistCALIFORNIA DEPARTMENT OF EDUCATION RECOMMENDATION ☐ Approve ☐ Deny

Staff (Type or print)

Staff (Signature)

Date:

>

Unit Manager (Type or print)

Unit Manager (Signature)

Date:

>

Division Director (Type or print)

Division Director (Signature)

Date:

>

Deputy (Type or print)

Deputy (Signature)

Date

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